

Introduced by Senator Dutton

(Coauthors: Assembly Members Adams and Emmerson)

February 23, 2007

An act to add Section 5116.7 to the Welfare and Institutions Code, relating to group homes.

LEGISLATIVE COUNSEL'S DIGEST

SB 708, as introduced, Dutton. Group homes.

Existing law deems a state-authorized, certified, or licensed family care home, foster home, or group home serving 6 or fewer mentally disordered or otherwise handicapped persons or dependent and neglected children to be a residential use of property if these homes provide 24-hour care. Existing law requires these homes to be a permitted use in all residential zones.

This bill would provide that no group home serving 6 or fewer mentally disordered or otherwise handicapped persons or dependent and neglected children may be licensed as such unless the city in which the group home is located issues a conditional use permit to the owner of the group home.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 5116.7 is added to the Welfare and
- 2 Institutions Code, to read:
- 3 5116.7. Notwithstanding any other provision of law, no group
- 4 home serving six or fewer mentally disordered or otherwise
- 5 handicapped persons or dependent and neglected children may be

- 1 licensed as such unless the city in which the group home is located
- 2 issues a conditional use permit to the owner of the group home.